

(17) ``normal cost'' means the entry-age normal cost computed by the Office of Personnel Management in accordance with generally accepted actuarial practice and expressed as a level percentage of aggregate basic pay;

(18) ``Fund balance'' means the sum of--

- (A) the investments of the Fund calculated at par value; and
- (B) the cash balance of the Fund on the books of the Treasury;

but does not include any amount attributable to--

- (i) the Federal Employees' Retirement System; or
- (ii) contributions made under the Federal Employees' Retirement Contribution Temporary Adjustment Act of 1983 by or on behalf of any individual who became subject to the Federal Employees' Retirement System;

(19) ``unfunded liability'' means the estimated excess of the present value of all benefits payable from the Fund to employees and Members, and former employees and Members, subject to this subchapter, and to their survivors, over the sum of--

- (A) the present value of deductions to be withheld from the future basic pay of employees and Members currently subject to this subchapter and of future agency contributions to be made in their behalf; plus
- (B) the present value of Government payments to the Fund under section 8348(f) of this title; plus
- (C) the Fund balance as of the date the unfunded liability is determined;

(20) ``law enforcement officer'' means an employee, the duties of whose position are primarily the investigation, apprehension, or detention of individuals suspected or convicted of offenses against the criminal laws of the United States, including an employee engaged in this activity who is transferred to a supervisory or administrative position. For the purpose of this paragraph, ``detention'' includes the duties of--

- (A) employees of the Bureau of Prisons and Federal Prison Industries, Incorporated;
- (B) employees of the Public Health Service assigned to the field service of the Bureau of Prisons or of the Federal Prison Industries, Incorporated;
- (C) employees in the field service at Army or Navy disciplinary barracks or at confinement and rehabilitation facilities operated by any of the armed forces; and
- (D) employees of the Department of Corrections of the District of Columbia, its industries and utilities;

whose duties in connection with individuals in detention suspected or convicted of offenses against the criminal laws of the United States or of the District of Columbia or offenses against the punitive articles of the Uniformed Code of Military Justice (chapter 47 of title 10) require frequent (as determined by the appropriate administrative authority with the concurrence of the Office) direct contact with these individuals in their detention, direction, supervision, inspection, training, employment, care, transportation, or rehabilitation;

(21) ``firefighter'' means an employee, the duties of whose position are primarily to perform work directly connected with the control and extinguishment of fires or the maintenance and use of firefighting apparatus and equipment, including an employee engaged in this activity who is transferred to a supervisory or administrative position;

(22) ``bankruptcy judge'' means an individual--

(A) who is appointed under section 34 of the Bankruptcy Act (11 U.S.C. 62) or under section 404(d) of the Act of November 6, 1978 (Public Law 95-598; 92 Stat. 2549), and--

(i) who is serving as a United States bankruptcy judge on March 31, 1984; or

(ii) whose service as a United States bankruptcy judge at any time in the period beginning on October 1, 1979, and ending on July 10, 1984, is terminated by reason of death or disability; or

(B) who is appointed as a bankruptcy judge under section 152 of title 28;

(23) ``former spouse'' means a former spouse of an individual--

(A) if such individual performed at least 18 months of civilian service covered under this subchapter as an employee or Member, and

(B) if the former spouse was married to such individual for at least 9 months;

(24) ``Indian court'' means an Indian court as defined by section 201(3) of the Act entitled ``An Act to prescribe penalties for certain acts of violence or intimidation, and for other purposes'', approved April 11, 1968 (25 U.S.C. 1301(3); 82 Stat. 77);

(25) ``magistrate judge'' or ``United States magistrate judge'' means an individual appointed under section 631 of title 28;

(26) ``Court of Federal Claims judge'' means a judge of the United States Court of Federal Claims who is appointed under chapter